

MINUTES

EAU CLAIRE CITY COUNCIL LEGISLATIVE MEETING

Tuesday, September 27, 2016

City Council Chamber

4:00 p.m.

PLEDGE OF ALLEGIANCE AND ROLL CALL

Council President Kincaid called the meeting to order. The following members were present: Council Members Catherine Emmanuelle, Kerry Kincaid, David Klinkhammer, Eric Larsen, Kathy Mitchell, David Strobel, Tim Tewalt, Bob Von Haden, Andrew Werthmann, and Michael Xiong. Absent: Council Member Kate Beaton.

CONSENT AGENDA

The Council considered a resolution adopting the Consent Agenda for the following items of routine business on Tuesday, September 27, 2016:

- Adopting the Consent Agenda.
- Approving Minutes of Regular Meeting of September 13, 2016.
- Granting new bartender licenses.
- Granting a granting a Temporary Class B Fermented Malt Beverage and Temporary Class B Wine license to Eau Claire Chamber Education Foundation, Mark Faanes, president, on October 18, 2016, at Eau Claire Indoor Sports Center, 3456 Craig Road, for the Business Expo & Job Fair event.
- Granting a Temporary Class B Fermented Malt Beverage license to Perpetual Benefit, Kristin Southard, President, on October 29, 2016, at Eau Claire Indoor Sports Center, 3456 Craig Road, for Punisher Promotions Present Victory One Championship event.
- Granting a Temporary Class B Fermented Malt Beverage and Temporary Class B Wine license to Eau Claire Area Hmong Mutual Assistance Association, Inc., Willis Xiong, president, on November 12, 2016, at Eau Claire Indoor Sports Center, 3456 Craig Road, for the Annual Eau Claire Hmong New Year Celebration event.
- Resolution authorizing Park Use Agreements with the Northside Riverfronts Neighborhood Association, the Third Ward Neighborhood Association, the Randall Park Neighborhood Association and the Southside Neighborhood Garden Association.

Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Strobel “to adopt the consent resolution”. Said motion passed by unanimous vote.

PROCLAMATION – FIRE PREVENTION WEEK

Council President Kincaid, on behalf of the entire Council, presented Al Bertrang of the Eau Claire Fire Department with a proclamation proclaiming the week of October 9 – 15, 2016 as Fire Prevention Week in the City of Eau Claire.

LICENSING

The City Council considered a resolution granting a Temporary Class B Fermented Malt Beverage license and Temporary Class B Wine license to Chippewa Valley Council – Boy Scouts of America, Bob McCoy, president, for October 13, 2016 at Trubilt Collision Center, 1631 Harding Avenue, for the Derby and Drafts Fundraiser. Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Xiong “to adopt the resolution”. Said motion passed by unanimous vote.

The Council considered a resolution granting a Reserve Combination Class B Intoxicating Liquor & Fermented Malt Beverage license to The Wood Knot 1004, LLC, d/b/a The Wood Knot, 1004 Menomonie Street, James Rolbiecki agent. Thereupon a motion was offered by Council Member Strobel and seconded by Council Member Tewalt “to adopt the resolution”. Thereupon a motion by Council Member Emmanuelle and seconded by Council Member Mitchell “to postpone action on the resolution contained in Item No. 10 on the agenda of this City Council meeting granting a Reserve Combination Class B Intoxicating Liquor & Fermented Malt Beverage license to the Wood Knot 1004, LLC, d/b/a The Wood Knot, 1004 Menomonie Street, James Rolbiecki agent to a date certain to provide applicant an opportunity to address concerns within the application including, but not limited to:

- Naming an agent with significant experience owning or managing licensed alcohol establishments to actively manage alcohol operations;
- Obtain Plan Commission approval to rescind the Conditional Use Permit which allows the business to be run as a tavern (rather than a restaurant which is a permitted use);
- Obtain adequate parking for the site by entering into a new parking agreement with the City of Eau Claire or finding other adequate parking”.

Said motion failed by the following vote. Aye: Council Members Emmanuelle and Kincaid. Nay: Council Members Klinkhammer, Larsen, Mitchell, Strobel, Tewalt, Von Haden, Werthmann and Xiong. The council then voted on the original resolution. Said motion passed by the following vote: Aye: Council Members Klinkhammer, Larsen, Strobel, Tewalt, Von Haden, Werthmann and Xiong. Nay: Council Members Emmanuelle, Kincaid, and Mitchell,

Council members Tewalt and Von Hayden left the Council Chamber.

GRANT

The City Council considered a resolution accepting and appropriating Edward Byrne Memorial Justice Assistance Grant (JAG) formula program funds from the US Department of Justice, Office of Justice Programs, Bureau of Justice Assistance. Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Xiong “to adopt the resolution”. Said motion passed by the following vote: Aye: Council Members Emmanuelle, Kincaid, Klinkhammer, Larsen, Mitchell, Strobel, Werthmann and Xiong.

Council Member Tewalt returned to the Council Chamber.

SPECIAL EVENT

The City Council considered a resolution authorizing the UW - Eau Claire Athletics to park sponsor vehicles at Carson Park in conjunction with UW - Eau Claire Home Football Games on October 22, 29, and November 12, 2016. Thereupon a motion was offered by Council Member Larson and seconded by Council Member Mitchell “to adopt the resolution”. Said motion passed by the following vote: Aye: Council Members Emmanuelle, Kincaid, Klinkhammer, Larsen, Mitchell, Strobel, Tewalt, Werthmann and Xiong.

Council Member Von Hayden returned to the Council Chamber.

PLAT APPROVAL

The City Council considered a resolution re-approving the final plat of Jeffers Road Townhomes (Phase I) located at the southeast corner of Jeffers Road and W Shorewood Drive as shown on Planning File P-4-12. Thereupon a motion was offered by Council Member Emmanuelle and seconded by Council Member Klinkhammer “to adopt the resolution”. Said motion passed by unanimous vote.

APPOINTMENTS

The City Council considered a resolution authorizing the appointments of:

- Justin Vajko to the Housing Authority as a new appointment as tenant representative to fill an unexpired term to expire April 30, 2020.
- Thomas Kemp to the Seven Mile Creek Landfill Standing Committee as a new appointment to fill a partial term to expire April 30, 2017.
- Meredith Ball to the Waterways and Parks Commission as a new appointment to fill an unexpired term to expire December 31, 2018.

Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Emmanuelle “to adopt the resolution”. Said motion passed by unanimous vote.

BONDS

The Council considered a resolution authorizing the issuance of \$2,135,000 aggregate principal amount of General Obligation Refunding Bonds, Series 2016D, of the City of Eau Claire, Eau Claire and Chippewa Counties, Wisconsin. Finance Staff recommended indefinitely postponing the resolution because no binding bids were received. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Von Haden “to indefinitely postpone consideration of said resolution”. Said motion to postpone passed by unanimous voice vote.

SNOW EMERGENCY REGULATIONS

The City Council considered an ordinance amending Chapter 10.36 of the City of Eau Claire Code of Ordinances entitled “Snow Emergency Regulations”. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Tewalt “to adopt the ordinance”. Said motion failed by the following vote: Aye: Council Members Klinkhammer, Von Haden and Werthmann. Nay: Council Members Emmanuelle, Kincaid, Larsen, Mitchell, Strobel, Tewalt, and Xiong.

ADJOURNMENT

A motion was offered by Council Member Mitchell and seconded by Council Member Emmanuelle “that this meeting does now adjourn without objection.” Said motion passed by unanimous consent.

Adjournment: September 27, 2016

Time: 5:59 p.m.

ATTEST:

/s/ Kerry J. S. Kincaid, President

/s/ Cynthia Anderson, Deputy Clerk